

ITALIAN WOMEN NOMINATIONS USED A CLEAVER SENT TO SENATE

Marshal of Hastings, Col., Badly Used Up. President Considers Them "Recess" Appointments.

VAIN APPEAL TO ROOSEVELT WILL DRAW INCREASED PAY
WILL NOT INTERFERE IN THE STRIKE TROUBLE.

Washington, Dec. 7.—Eleven women wives of striking coal miners attacked Marshal Hunt and George Waybright when they were tearing down some shanties on the Victor fuel company's property in the Italian quarter of the town today. Marie Vannell struck Waybright on the head with a butcher's cleaver, nearly severing one of his ears. Other women gave Waybright a severe beating. The women were arrested and taken to Trinidad for trial.

Washington, Dec. 7.—President Roosevelt again today declined to interfere in the strike conditions in the Telluride district of Colorado. He will not go so far, even at this time, as to order an investigation into the conditions.

An appeal from the Western Federation of Miners was presented to the president today by Senators Teller and Patterson, Colorado, urging him to exercise federal authority in bringing about an adjustment of the situation which has arisen between the miners and the authorities of the state of Colorado. Following is the text of the telegram laid before the president by the senators:

"In behalf of the metalliferous miners of the state of Colorado, will you personally request President Roosevelt to immediately investigate conditions in the San Juan and Cripple Creek districts of Colorado."

The document was signed by Charles H. Meyer, president of the Western Federation of Miners.

President Declined.

At the conclusion of a conference between the president and the Colorado senators, the latter sent the following telegram to President Meyer:

"The president states to us that under present conditions he has neither power nor the right to take such action as you request."

This telegram summarized the result of the interview of Senators Teller and Patterson with the president, and it is said, the form of the telegram was agreed to by the president. As stated previously in dispatches to the Associated Press, the president maintains that neither the right nor the authority of the United States government have been invaded in the Colorado situation, and that, therefore, he would not be justified at this time in interfering in the matter in any manner.

GIVING UP THEIR GUNS.

Cripple Creek Citizens Disarmed Under Martial Law.

Cripple Creek, Colo., Dec. 7.—Provost marshals are busy today registering and giving receipts for firearms delivered up in compliance with the proclamation issued by Colonel Verdeckburg, commanding the state militia in the district. The proclamation permits any responsible citizen to keep or carry firearms, after giving the number and description, together with his name and address. The time set for surrendering weapons expires tomorrow noon. After that, searching parties will be sent out to the homes of persons under suspicion.

Attorney F. J. Hanges, acting for the Western Federation of Miners, today made application before Judge W. P. Seeds of the district court for a writ of habeas corpus in the case of Victor Poole, a union miner, who is held a prisoner by the military authorities, on formal charge having been preferred against him. The hearing was set for Dec. 11. It is understood that in the event the writ is granted and ignored by the military, as is expected, the case will be taken at once to the supreme court with the idea of having the status of martial law passed upon.

Proceedings Quashed.

Telluride, Colo., Dec. 7.—County Judge Wardlaw today sustained the motion of District Attorney S. G. Mullin to quash the habeas corpus proceedings for the release of Secretary-Treasurer O. M. Carpenter and eleven other members of the miners' union, who had been committed to jail to answer charges of intimidation and conspiracy. Attorney Mullin maintained that the petition was insufficient and that the court did not have jurisdiction.

AMBUSHED ON THE TRAIL.

Five Non-union Miners Said to Have Been Attacked.

Trinidad, Colo., Dec. 7.—The sheriff, with a posse of bloodhounds, left at 9 o'clock tonight on a special engine for Primero, in response to a message that a party of five non-union miners going from Berwind to Primero were ambushed on the trail this evening. One of the non-union party was shot in the foot, but made his way to Primero and gave the alarm. He did not know whether or not the rest of the non-union party had been killed or wounded, but they had not arrived in Primero at 9 o'clock tonight.

Five non-union party were being escorted by Frank Jennings, brother of Superintendent Jennings of the Berwind mine.

The sheriff will be joined by fifty deputies at Primero.

ORDER SET ASIDE.

Special Prosecutor Will Not be Used in the Cases.

Denver, Colo., Dec. 7.—A special from Georgetown, Colo., says the cases against twenty-three union miners, charged with conspiracy to destroy the buildings of the Sun & Moon Mining company at Idaho Springs, which were blown up July 28 last, were set for trial Dec. 15, and those of 135 citizens of Idaho Springs who are charged with having taken fourteen men suspected of complicity in the crime from the city jail and driven them out of town, were set for Dec. 15. The action of Judge Owens of Leadville, who was sitting for Judge De France when the first prosecutions were instituted, in appointing a special prosecutor in the place of the district attorney, was set aside by Judge De France today.

FALL IN EXCHANGE.

New York, Dec. 7.—Sterling exchange fell to the lowest point in at least ten years today, declining to 48.20 to 48.25. The decline was largely due to the fact that no fast steamers will leave this port for Europe until late in the week.

Heart Fettering.

Undigested food and gas in the stomach, located just below the heart, presses against it and causes heart palpitation. When your heart troubles you in that way take a few days of the new Z. C. M. I. Drug Dept. Sold by Z. C. M. I. Drug Dept.

STRIKE KEYS HELD WITHOUT BAIL

Harry Yarnell Must Answer to the Killing of Mexican at Vernal.

Marriage of Miss Bertrude Seely and Clarence A. Winters.

Vernal, Dec. 7.—The preliminary hearing of Harry Yarnell, who is charged with the murder of Peter Sandoval, the Mexican who recently died as the result of being shot in the face and neck at the Mexican mine, was held today in Justice J. R. Wilson's court Tuesday and has been dragging along until last evening, when the case was taken up for trial and the case was gone into almost thoroughly as it was up before a jury. The case was taken up for trial and the case was gone into almost thoroughly as it was up before a jury. The case was taken up for trial and the case was gone into almost thoroughly as it was up before a jury.

Washington, Dec. 7.—The president today sent to the senate the following nominations:

Receiver of Public Money—A. W. Gowan at Burns, Ore.

Postmaster, California, Arthur G. Fisk, San Francisco; Mary S. Rutherford, Truckee; John Adams, Santa Maria, Utah; Edwin R. Booth, Nephi.

The nomination of General Wood and other officers who failed of action on the extra session are sent to the senate as having been commissioned on Aug. 8, and subsequent days. The clerks have found that there are no conclusions regarding these army nominations for precedents show that no matter when the army and navy appointments are confirmed, they are commissioned from the date of original appointment.

The president also sent to the senate the following nominations which failed of confirmation in the last congress:

A. L. C. Atkinson, Hawaii, secretary of Hawaii; Ivory G. Kimball and Charles Fletcher Scott, judges of the police court of the District of Columbia.

STRETCHING THE LAW.

Roosevelt Still Scheming For Doctor Wood.

Washington, Dec. 7.—President Roosevelt today sent to the senate the nomination of Brigadier General Leonard Wood to be a major general of the army, and the nomination of 167 other officers whose promotions depend on that of General Wood. Accompanying these nominations were those of about twenty-five civilian appointees, including that of Dr. W. H. Crum, to be collector of the port of Charleston, S. C., and some others whom the president nominated in the last recess.

These appointments are considered by the president and his advisers to be recess appointments. The question of their status has been discussed thoroughly by the president with the best lawyers connected with the administration and in congress. The conclusion has been reached that between the time of the falling of President Pro Tem Frye's gavel signifying the conclusion of the extraordinary session and the calling to order of the senate in the regular session of congress an appreciable lapse of time occurred. In this time the appointments technically were made. They are regarded by the administration as recess appointments, will receive the pay and exercise all the authority of their rank to which they are promoted.

The commission of the army officers have been made out on this understanding. All of them are dated back to the time last summer when the appointments originally were made.

Secretary Root and Secretary Moody had a conference with the president today before the appointments were sent to the senate. In the matter of the appointments their views as lawyers and as members of the administration coincided with that of the president. With a view to securing a legal decision, however, Secretary Root has authorized the paymaster general to make a test case and bring it to the attention of the comptroller of the treasury at the earliest possible moment.

While the nominations are dated to take effect from the time the commissions were first issued on the recess appointments, it is the general opinion of members of the senate that the nominees will retain their old rank until the nominations are confirmed and the fact that all of the officers affected have been serving for nearly three months under the advanced rank and pay to which they will be entitled when confirmed. On this theory, General Wood will cease as major general and will resume his rank of brigadier general and hold it until he is confirmed in the higher rank. When he is confirmed, however, he will receive a commission dated Aug. 8, and advanced pay will take effect from that time.

HASHERS LOCKED OUT.

Most of the San Francisco Restaurants Have Closed Shop.

San Francisco, Dec. 7.—About fifty restaurants, including the best patronized places in the city, closed their doors today and it is announced, that they will not reopen until a satisfactory adjustment of the trouble with the "Coke & Walters" union is effected. Their proprietors are members of the Restaurant Keepers' association, which yesterday voted to suspend business rather than employ non-union men, though they say they will not discriminate against members of a union. Some members of the association, whose places of business are in outside districts, failed to close, and several downtown eating houses remained open, their proprietors explaining that they are not prepared to shut down immediately.

Between 1,500 and 2,000 men were locked out today.

FAIR WILL CASE.

French Witnesses Protest Against Their Arrest.

Paris, Dec. 7.—The commission, which is taking testimony in the Fair case, today visited the scene of the automobile accident that resulted in the death of Mr. and Mrs. Fair in August, 1902, where they took the testimony of the porter who received the bodies.

Mas and Moranne, who have testified in the Fair case here and in the United States, have submitted a note in criticism that prosecution in connection with the case, maintaining that even if their depositions were favorable to Mrs. Fair, this does not constitute proof, as the men of the case were still under investigation. The note concludes with a protest against their summary arrest "on the complaint of rich Americans."

Votes cast for the queen of the Fourth Ward Carnival and Fair, which is open to all the wards:

Hilda Burton 10
May Lewis 8
Mrs. Melvin Williams 5
Nellie Worthen 5
Emily Foster 5
Maud Weiler 10
Mills Bond 10
Clara Hadley 4
Mrs. Libbie Jenkins 10
May Price 7
Edna Harker 4
Marie Silver 12
Louie Morris 12
Minnie Shepard 11
Pearl Tomlinson 11
Virginia Elmer 8
Zittie Taylor 15
Azzie Sorenson 15

Doll Contest.

See window for list of prizes. Time extended to December 10th for drawing dolls.

WALKER'S STORE.

STRIKE KEYS HELD WITHOUT BAIL

Harry Yarnell Must Answer to the Killing of Mexican at Vernal.

Marriage of Miss Bertrude Seely and Clarence A. Winters.

Castle Dale, Dec. 7.—Miss Bertrude Seely, daughter of Orange Seely of this place, became the bride of Clarence A. Winters last Tuesday afternoon at the home of the bride's parents, Orange Seely performing the ceremony, in the presence of many invited guests, including relatives and friends. A sumptuous feast followed the matrimonial rites. Many beautiful presents were received by the happy couple. In the evening a dance was given in the Winters hall where a very large crowd congregated and joined in the joyous dance, everyone having a jolly time and not least among them was Mr. Seely, who gave a splendid exhibition of his most famous original step dance. The bride and groom's friends include the entire community, where they are well known, and all wish the happy couple a joyous and successful matrimonial life, and the safest and best of husbands.

The people of Emery county are greatly disappointed and are lamenting the recent action of the state land board regarding the Buckhorn flat proposal, as it being considered by them as not being a promising enough proposition to deal with. However, the sentiment seems to be that we have not had a fair shake as regards consideration of the feasibility of the proposal, and as State Engineer Doremus was here but one day, which did not allow, according to the people of the county, enough time enough to investigate the matter thoroughly, and that the stated cost by the land board for irrigating the flat was an acre of land was estimated too high. The people here have seemingly such faith in the feasibility of the proposition that they declare they would like to be shown. However, it is not for the people of the county to say what it is best for the state to do or say, and they, therefore, must be satisfied with their lot.

PROVO NEWS NOTES.

Provo, Dec. 7.—Marriage licenses have been issued to the following couples: Isaac Larson, aged 26, and Delilah J. Stone, aged 22, both of Salem; Llewellyn J. Parris, aged 26, and Hannah Nelson, aged 18, both of Spanish Fork; Benjamin sides, however, aged 26, and Cora Clay, aged 26, both of Provo.

Funeral services over the remains of Joseph H. Scott, who died last week, were held this afternoon in the ward house. The deceased died Saturday night at the age of 81 years. He was a native of England and came to Utah about forty years ago, since which time he has lived in Provo. He was an honest, industrious man and held the respect of a large circle of friends.

Private detective in company G, is down from Scofield for the purpose of making a contract entered into before the company was called to the front. He is of this city and will return to the seat of war on Thursday.

GOT A HEAVY SENTENCE.

J. W. Watson Goes to Prison For Fifteen Months For Swindling.

Fifteen months in the penitentiary and a \$100 fine was the sentence imposed upon J. W. Watson, alias Charles Shepard, yesterday, by Judge Marshall, for using the mails for fraudulent purposes. Watson, at first entered a plea of "not guilty," but later changed his mind and pleaded "guilty" and was yesterday given the above sentence.

Watson, alias Shepard, was arrested several months ago by Postoffice Inspector Frank Sharp at Ogden. He was accused of having made use of the United States mails to advertise a scheme to obtain money under false pretenses. He advertised in a Kansas City paper for farm hands at \$50 per month to work in Utah. He received numerous replies and informed his correspondents that he had made arrangements whereby he could furnish transportation to all those who desired to go to work, for \$10 per ticket, requiring an advance of \$5.

He is reported to have done a "land office" business until one of the "farm hands" who advanced \$5 and did not receive a reply, wrote to the Ogden postmaster to investigate. Inspector Sharp was notified and located Watson, who at first denied the crime but later pleaded guilty. He was employed on the Lucin cut-off.

TROUBLE FOR ETHIER.

Financial Difficulties Cause His Arrest at Portland, Ore.

Alphonse Ethier, a young Utahn of "Corianton" fame and who is now playing the part of Messala, the villain, in "Ben Hur," is having trouble in Portland, Ore. According to advice received from that city a warrant has been issued for his arrest on a charge of being an absconding debtor.

The beginning of Ethier's trouble dates back to the time when he was playing in this city with the "Corianton" company. It is alleged that while here Ethier contracted a board bill of \$128 and a bill for physician's services amounting to \$34.45. At that time he was ill with typhoid fever and was for several weeks under the care of the persons who hold the above bills.

The warrant was given into the hands of a deputy sheriff for service, but it is presumed that nothing will come of the matter, as the manager of the "Ben Hur" company has signified his willingness to make up the necessary amount in case of Ethier's inability. Ethier is a native of Springville, Utah.

How Cheap Baking Powder is Made.

A recent seizure of a lot of "cheap" baking powders by the authorities of a neighboring city has exposed the character of the low-priced brands of baking powders which many manufacturers are offering throughout the country. The price of the powders first attracted attention to them. Samples were taken and analyzed. The official report of the analysis showed the stuff to be "alum powders," composed chiefly of alum, sulphuric acid and pulverized rock. The powders were declared dangerous to health and several thousand pounds were confiscated and destroyed.

Physicians have frequently cautioned consumers against mixing food with these so-called "cheap" baking powders. They are all found, when analyzed, to contain large percentages of alum and sulphuric acid to which are added various sorts of filling matter, sometimes both injurious and nasty.

The high-class cream of tartar baking powders are the most economical and wholesome, and should always be selected for use. They will be found cheaper in the end, besides making the food better and more healthful.

Coughing Spell Caused Death.

"Harry Duckwell," 25 years, choked to death early yesterday morning at his home, in the presence of his wife and child. He contracted a slight cold a few days ago and paid but little attention to it. Yesterday morning he was seized with a fit of coughing, which continued for some time. His wife sent for a physician, but before he could arrive the coughing spell came on again and Harry died from suffocation.

St. Louis Globe-Democrat, Dec. 1, 1901. Ballard's Horehound Syrup would have saved him. 25c. and \$1.00. Sold by Z. C. M. I. Drug Dept.

Doll Contest.

See window for list of prizes. Time extended to December 10th for drawing dolls.

WALKER'S STORE.

Test for Yourself the Wonderful Curative Properties of Swamp-Root

To Prove What Swamp-Root, the World-Famous Kidney, Liver and Bladder Remedy, Will do for YOU, Every Reader of The Herald May Have a Sample Bottle Free.

William Moore, Chief of Police. John W. Heath, Patrolman. W. H. Fredenburg, Roundsman.

Gentlemen—Some two years ago I was so run down that I lacked strength, had no sleep nights. Sometimes it seemed as though my back would break in two after stooping. I had to get up many times during the night to urinate and go often through the day. After having the best physicians prescribe for me without relief, I decided from my symptoms that the medicine I needed was Dr. Kilmer's Swamp-Root, the great kidney, liver and bladder remedy. After trying a sample bottle with good results, I purchased six bottles of the regular size, and after taking them I was entirely cured. Swamp-Root is a wonder. A man is not feeling well, after exposure or loss of sleep and irregular meals. It is also a great medicine to tone up a man's system. Other members of the police force are using and recommending Swamp-Root. They, like myself, cannot say too much in praise of this great remedy.

The officers whose signatures accompany this letter, as well as myself, thank you for the good you have accomplished in the compounding of Swamp-Root.

We remain, yours very truly,

To Dr. Kilmer & Co., Binghamton, N. Y.

William Moore, Chief of Police. John W. Heath, Patrolman. W. H. Fredenburg, Roundsman.

Officers of the Binghamton, N. Y., Police Department.

If you are sick or "feel badly," begin taking the famous new discovery, Dr. Kilmer's Swamp-Root, because as soon as your kidneys are getting better, they will help all the other organs to health. A trial will convince anyone.

Weak and unhealthy kidneys are responsible for more sickness and suffering than any other disease; therefore, when through neglect or other causes kidney trouble is permitted to continue, fatal results are sure to follow. Kidney trouble irritates the nerves, makes you dizzy, restless, sleepless and irritable. Makes you pass water often through the day and obliges you to get up

many times during the night. Unhealthy kidneys cause rheumatism, gravel, catarrh of the bladder, pain in the back, joints and muscles; makes your head ache and back ache, causes indigestion, stomach and liver trouble; you get a sallow, yellow complexion; you feel as though you had heart trouble; you may have plenty of ambition, but no strength; get weak and waste away.

Swamp-Root is pleasant to take and is used in the leading hospitals, recommended by physicians in their private practice and is taken by doctors themselves, because they recognize it as the greatest and most successful remedy that has ever been discovered.

EDITORIAL NOTICE—Swamp-Root, the great kidney, liver and bladder remedy, is so remarkably successful that a special arrangement has been made by which all of our readers who have not already tried it may have a sample bottle sent absolutely free by mail. Also a book telling all about kidney and bladder troubles and containing many of the thousands upon thousands of testimonial letters received from men and women cured by Swamp-Root. In writing, be sure and mention that you read this generous offer in the Salt Lake City Daily Herald when sending your address to Dr. Kilmer & Co., Binghamton, N. Y.

If you are already convinced that Swamp-Root is what you need, you can purchase the regular fifty-cent and one-dollar size bottles at the drug stores everywhere. Don't make any mistake, but remember the name, Swamp-Root—Dr. Kilmer's Swamp-Root, and the address, Binghamton, N. Y., on every bottle.

This Firm Changes Jan. 1

SHOE SALE

FOOTWEAR MUST GO.

A MONEY SAVING OPPORTUNITY.

Buy Good Shoes at Prices You Pay for Cheap Ones

Sale Commences Monday, Dec. 7th

Infants' Soft Soles, all kinds. 29c

Men's \$3.00 Slippers, special \$2.29

Men's \$3.50 Shoes, while they last. \$2.65

Grover Soft Shoes, value \$3.50, go at \$2.39

Reed's Hand Welt Shoes, \$2.28 value \$4.00, sale price

Ladies' Welt Shoes, good value at \$3.00, \$1.95

Ladies' \$2.00 Shoes. \$1.55

Warm Shoes 25 per cent. Off

Those Good School Shoes 20 per cent. Off.

Infants' \$1.00 Shoes, 69c.

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Our patrons will find here the opportunity for deliberate selection which is only possible in shops having an unlimited range in variety.

Special and artistic designs furnished.

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A Genuine....

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is an excellent present for a gentleman. We have them, any shape you like, and prices that will suit.

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